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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

LEE REED,

Petitioner,

vs.

TIM GARRETT, WARDEN, *et al.*,

Respondents.

Case No.: 2:21-cv-00942-APG-EJY

**UNOPPOSED MOTION FOR
ENLARGEMENT OF TIME**

(FIRST REQUEST)

Respondents, by and through legal counsel, Aaron D. Ford, Attorney General of the State of Nevada, and John C. Dorame Deputy Attorney General, hereby move this Court for an order granting them a thirty (30) day enlargement of time, or up to and including Wednesday, August 16, 2023, to file and serve their response to the first amended petition for writ of habeas corpus of Petitioner, Lee Reed (“Reed”).

This motion is based on the provisions of Rule 6(b) of the Federal Rules of Civil Procedure and the attached Declaration of Counsel, as well as all other papers, documents, records, pleadings, and materials on file herein.

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1 This is Respondents' first request for an enlargement of time to respond to Reed's petition.
2 Respondents make this motion in good faith and not for the purpose of unnecessary delay.

3 RESPECTFULLY SUBMITTED this 17th day of July, 2023.

4 AARON D. FORD
5 Attorney General

6 By: /s/ John C. Dorame
7 JOHN C. DORAME (Bar. No. 10029)
8 Deputy Attorney General
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DECLARATION OF COUNSEL

STATE OF NEVADA)
 : ss.
 CARSON CITY)

I, JOHN C. DORAME, hereby state, based on personal knowledge and/or information and belief, that the assertions of this declaration are true:

1. I am a Deputy Attorney General in the Post-Conviction Division of the Nevada Attorney General's Office, and I make this declaration on behalf of Respondents' motion for enlargement of time.

2. On March 6, 2023, Respondents filed their answer to Petitioner Lee Reed's ("Reed") petition for writ of habeas corpus. ECF No. 40.

3. On June 16, 2023, Reed filed his Reply to Respondents' answering brief. ECF No. 44. Pursuant to this Court's scheduling order, a response to the reply is currently due July 17, 2023. By this motion, I am requesting an enlargement of time of thirty (30) days to file a response to Reed's reply. This is my first request for enlargement.

4. During the last several weeks, I have been involved in defending various federal and state petitions, some of which have already been extended or no further extensions are permitted. These also include cases that have been recently reassigned due to ongoing staffing shortages at the Office of the Attorney General. Among the deadlines were: an opposition to a motion to vacate sentence in *Edmisten v. Gittere* (USDC 3:22-cv-00118-RCJ-CLB); a response to petition in *Sandoval v. State of Nevada* (Case No. 27CV-WR1-2023-0138); a reply to motion to dismiss in *Devlin v. Najara* (USDC 2:21-cv-01266-ART-DJA); a response to petition in *Angin v. Warden, HDSP* (A-23-871405-W); a response to petition in *Eason v. State of Nevada* (A-23-871409-W); a response to petition in *Lopez v. State of Nevada* (A-23-871390); and an opposition to a motion to overturn sentence in *Barao v. State of Nevada* (USDC 2:22-cv-01954-JAD-NJK). As such, I request a thirty (30) day enlargement of time, up to and including August 16, 2023, to respond to the reply.

5. This motion for enlargement of time is made in good faith and not for the purpose of unduly delaying the ultimate disposition of this case. As noted, several Deputy Attorney Generals in our division have either transferred to other divisions or left the Attorney General's Office in the past 2 months. The division remains understaffed, and the workload continues to increase.

5 Dated this 17th day of July, 2023.

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11 IT IS SO ORDERED.

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DISTRICT COURT JUDGE